

ORDER REQUIRING THE CITY OF PLEASANTON TO CEASE AND
DESIST FROM DISCHARGING WASTES CONTRARY TO REQUIREMENTS
PRESCRIBED BY THE CALIFORNIA REGIONAL WATER QUALITY
CONTROL BOARD, SAN FRANCISCO BAY REGION

ORDER NO. 71-79

The California Regional Water Quality Control Board, San Francisco Bay Region
finds:

A. On December 16, 1965, this regional board adopted Resolution No. 712 prescribing
discharge requirements covering the discharge of the City of Pleasanton from
its sewage treatment plant and on April 30, 1968 adopted Resolution No. 68-23
prescribing amended requirements for mineral quality.

B. The discharge requirements provide, in part as follows:

"The discharge . . . shall not cause atmospheric odors recognizable as
being of waste origin at any point outside the property of the discharger;
((NUISANCE DUE TO ODORS))

"The quality of the waste discharged into any treatment ponds or onto the
land disposal area shall be maintained within the following limits:

Any grab sample:

Dissolved sulfides 0.1 mg/l, maximum

The discharge shall not cause waters of the State to exceed the following
limits of quality:

At any place in Arroyo de la Laguna:

MBAS 0.5 mg/l, maximum

Surface flow from the treatment units and/or the disposal site to any
tributary of Alameda Creek is prohibited."

C. Inspection by Board staff and data submitted by the discharger indicate that
the discharger is violating the requirements for: odor nuisance, prohibition
of surface flow from the disposal site, effluent dissolved sulfides, and MBAS
in waters of the State.

D. By letter dated December 29, 1970 the Regional Board notified the discharger of
violations of requirements and requested immediate action to eliminate such
violations.

- E. On November 19, 1971, after due notice to the discharger and all other affected persons, a hearing panel of the Regional Board conducted a public hearing at which the discharger appeared and evidence was received concerning the discharge.
- F. Upon the basis of the evidence received, the hearing panel recommended that the Board issue a cease and desist order against the discharger requiring that it comply with the aforesaid requirements in accordance with the time schedule below.
- G. The discharger is violating the requirements listed in "B" above.
- H. Any increase in the discharge of waste will further unreasonably increase odor nuisance.

IT IS HEREBY ORDERED THAT

- A. The City of Pleasanton cease and desist from discharging wastes contrary to requirements listed in "B" above;
- B. Compliance with the Board's requirements be completed according to the following:
 - 1. Nuisance due to odors and effluent dissolved sulfides by March 1, 1972.
 - 2. Prohibition of surface flow from the disposal site, and MBAS in waters of the State forthwith.
- C. Additional discharges to the sewer system tributary to the City of Pleasanton's treatment plant by dischargers not discharging to the system prior to the issuance of this order are prohibited subject to the following conditions:
 - 1. The prohibition does not apply to buildings under construction or to building or sewer connection permits issued prior to November 23, 1971.
 - 2. Additional connections to the sewer system will be permitted only when this Board is satisfied that nuisance does not exist.
- D. The City of Pleasanton is required to provide to the Board by December 15, 1971 and monthly thereafter a report, under penalty of perjury, on its progress toward compliance with requirements.
- E. If, in the opinion of the Executive Officer, the City of Pleasanton fails to comply with the provisions of this order, the Executive Officer is directed to request the Attorney General to take the appropriate enforcement action against the City, including injunction and civil monetary remedies, if appropriate.

I, Fred H. Dierker, Executive Officer of the California Regional Water Quality Control Board, San Francisco Bay Region, do hereby certify that the foregoing is a full, true, and correct copy of an order adopted by the Regional Board at a meeting held on November 23, 1971.

Executive Officer